Cusomer No. 28880

1624 /

PC30116A

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

PLICANT: Jackson B. Hester, Jr., et al.

**EXAMINER:** Brenda Coleman

SERIAL NO.: 09/736,858

ART UNIT: 1624

FILED:

December 14, 2000

PAPER NO.:

FOR:

Oxazolidinones Having a Sulfoximine Functionality

-Information Disclosure Statement as Provided by 37 CFR §1.97(c)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith is a full English translation of WO 99/12914, which was originally submitted with an English translation of the Abstract by applicants in an Information Disclosure Statement mailed August 17, 2004, and Form PTO-1449 listing the full English translation of WO 99/12914. A copy of the listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action, which would be appropriate to antedate or otherwise remove as a competent reference any document, which is determined to be a *prima facie* art reference against the claims of the present application.

## TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c)(2) before the mailing date of any final office action under §1.113, a notice of allowance under §1.311, or an action that would otherwise close prosecution in the application.

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## RELEVANCE OF EACH DOCUMENT

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

The commissioner is herby authorized to charged Deposit Account 23-0455 for the fee of \$180.00 in accordance with 37 CFR §1.97(c)(2), if necessary for the acceptance of this submission.

Applicants believe no additional fees are due. However, should any additional fee be due, the Commissioner is herby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No.23-0455.

Dated: 9 - 2-04

Respectfully submitted,

Robert N. Young Registration No. 48,412 Warner-Lambert Company 2800 Plymouth Road Ann Arbor, MI 48105 Tel. (734) 622-1866 Fax (734) 622-2928

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1	TRANSMITTAL FORM		Application Number	09/736,858				
۵	TRANSMITTAL		Filing Date	December 14, 2000				
٦	FORM (to be used for all correspondence after initial filing)		First Named Inventor	Jackson B. Hester, Jr.				
			Art Unit	1624				
			Examiner Name	Brenda Coleman				
(	Total Number of Pages in This Submission		Attorney Docket Number	6295.N CN1 (PC30116A)				
		ENCL	OSURES (Check all that	t apply)				
	Fee Transmittal Form  Fee Attached  Amendment/Reply  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Supplemental Information Disclosure Statement  Certified Copy of Priority Document(s)  Response to Missing Parts/		 PRIZATION TO CHARGE T	After Allowance Communication to a Technology Center (TC)  Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  Other Enclosure(s) (please Identify below):Information Disclosure Statement as Provided by 37 CFR §1.97(c)Copies of References cited in IDSReturn postcard  THE FEE AND ANY ADDITIONAL FEES AS VERPAYMENT TO DEPOSIT ACCOUNT				
	SIGNA	SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm ROBERT N. YOUNG REG. NO.: 48,412								
	or Individual							
	Signature							
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	I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:Commissioner for Patents P.O.Box 1450, Alexandria, VA 22313-1450 on this date							
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	This collection of information is required by 37 CFR	1.5. The i	information is required to obtain or retain	ain a benefit by the public which is to file (and by the USPTO to				

process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO TRADELL

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known				
Application Number	09/736,858			
Filing Date	December 14, 2000			
First Named Inventor	Jackson Hester, Jr.			
Art Unit	1624			
Examiner Name	Brenda Coleman			
Attomey Docket Number	6295.N CN1(PC30116A)			

			U. S. PATENT D	OCUMENTS	
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (F known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T
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	wo	99/12914 (Now submitting the full	03-18-1999	Yoshida, et al		
	ļ	English Translation of the reference				
		that was cited previously on 8/17/2004)				L
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Examiner	Date	
Signature	Considered	
	Onsidered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313

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